I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on <u>September 22, 2004</u> in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Ref. No.: 12439/0061	P130-US)	
11. Burt	an D	•
N. Kenneth Burraston		

		N. Kenr	neth Burraston			
FEE TRANSMITTAL  for FY 2004  Effective 10/01/2001. Patent fees are subject to annual revision  FEMTOLIZANT Claims small entity status. See 37 CRF 1.27		Complete If Known				
		Application Number	10/746,716			
		Filing Date	December 22, 2000			
		First Named Inventor	Grube et al.			
		Examiner Name	Neil Abrams			
		Art Unit	2839			
TOTAL AMOUNT OF PAYMENT	(\$) 108.00	Attorney Docket No.	276440-11			

METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)					
☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None	3. ADDITIONAL FEES  Large Entity   Small Entity					
☐ Deposit Account		<del></del>	ļ	<del></del>	Pro Description	Fee
Account Number 500843	Fee Code	Fee (\$)	Fee Code	Fce (\$)	Fee Description	ree Paid
Account Name Kirton & McConkie	1051	130	2051	65	Surcharge – late filing fee or oath	
The Director is authorized to: (check all that apply)	1052	50	2052	25	Surcharge – late provisional filing	
`,					fee or cover sheet	
☐ Charge fee(s) indicated below ☐ Credit overpayments	1053	130	1053	130	Non-English specification	
☐ Charge any additional fee(s) or any underpayment of fee(s)	1812	2,520	1812	2,520	Request for ex parte reexam	
Charge fee(s) indicated below, except for the filing fee	1804	920*	1804	920*	Publication of SIR prior to	
to the above-identified deposit account.		. 0.40*	1005	1 0 40*	Examiner action	
FEE CALCULATION	1805	1,840*	1805	1,840*	Publication of SIR after Examiner action	
TEE CADCODATION	1251	110	2251	55	Extension of one month	
1. BASIC FILING FEE	1252	420	2252	210	Extension of two months	
Large Entity   Small Entity	1253	950	2253	475	Extension of three months	
Fee Fee Fee Fee Description Fee Paid	1254	1,480	2254	740	Extension of four months	
Code (\$)   Code (\$)   1001   770   2001   385   Utility filing fee	1255	2,010	2255	1,005	Extension of five months	
1002 340 2002 170 Design filing fee	1401	330	2401	165	Notice of Appeal	-
1003 530 2003 265 Plant filing fee	1402	330	2402	165	Filing appeal brief	
1004 770 2004 385 Reissue filing fee	1403	290	2403	145	Request for oral hearing	
1005 160 2005 80 Prov.Filing fee	1451	1,510	1451	1,510	Petition for public use hearing	
CHIPTOTIAL (1) (0)	1452	110	2452	55	Pet. to revive - unavoidable	
SUBTOTAL (1) (\$) zero	1453	1,330	2453	665	Pet. to revive - unintentional	
2. EXTRA CLAIM FEES	1501	1,330	2501	665	Utility issue fee (or reissue)	
Fee from Fee	1502	480	2502	240	Design issue fee	
Extra Claims below Paid	1503	640	2503	320	Plant issue fee	
Total Claims 73 -67**= 6 X 18 = 108 Indp. Claims 4 -4** = 0 X	1460	130	1460	130	Petitions to Commissioner	
Indp. Claims 4 -4** = 0 X = Multiple Dependent X	1807	50	1807	50	Fee under 37 CFR 1.17(q)	
Multiple Dependent A	1806	180	1806	180	Submission of IDS	
Large Entity   Small Entity	8021	40	8021	40	Record patent assignment	
Fee Fee Fee Fee Description	1809	770	2809	385	Filing submission after final	
Code (\$)   Code (\$) 1202 18   2202 9   Claims in excess of 20	1810	770	2810	385	Each additional invention (37 CFR 1.129(a)	
1201 86 2201 43 Ind. Claims in excess of 3	1801	770	2801	385	RCE	
1203 290 2203 145 Mult. dependent Claim	1802	900	1802	900	Request for expedited	
1204 86 2204 43 ** Reissue independent claims over original patent					examination of design application	
1205 18 2205 9 ** Reissue claims in excess of 20	Other fo	ee (specify	)			
and over original patent	Outer 10	e (specify	,			
SUBTOTAL (2) (\$)108.00					SUBTOTAL (3) (\$) zero	
or number previously paid, if greater; For Reissues, see above	Reduced	d by Basic	Filing Fee	Paid		
Land Carlotte Carlott			•	· · · · · ·		

SUBMITTED BY			(Complete (if applicable))			
Name (Print/Type)	N. Kenneth Burgaston		Reg. No.	39,923	Telephone	(801) 323-5934
Signature	71. Kunth	Sunt			Date	September 22, 2004

CERTIFICATE OF MAILING

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Ref. No.: 12439-0067 P130-US

. Kenneth Burraston

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pl. No

09/746,716

Confirmation No. 1179

Applicant

Grube et al.

Filed

December 22, 2000

TC/A.U

2839

Examiner

Neil Abrams

Docket No.

276440-11

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **AMENDMENT**

Sir:

In response to the Office Action of June 22, 2004, the shortened statutory period for response to which ends after September 22, 2004, please amend the above-identified patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 11 of this paper.

09/29/2004 LWONDIM1 00000001 500843 09746716

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